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IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

NATHAN SMITH,	§	
	§	
Plaintiff,	§	
	§	
v.	§	Civil Action No. H-07-784
	§	
THE ABANDONED VESSEL,	§	
	§	
Defendant.	§	

ORDER

Pending before the Court are Texas Historical Commission's Motion to Intervene (Document No. 91) and Intervenor Texas Historical Commission's Motion to Dismiss or for Judgment (Document No. 92). Having considered the motions, submissions, and applicable law, the Court determines the motions should be denied. Accordingly, the Court hereby

ORDERS that Texas Historical Commission's Motion to Intervene (Document No. 91) is DENIED. The Court further

ORDERS that Intervenor Texas Historical Commission's Motion to Dismiss or for Judgment (Document No. 92) is DENIED as MOOT.

SIGNED at Houston, Texas, on this 19 day of February, 2009.

DAVID HITTNER
United States District Judge

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